

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
No. 4:18-cv-00058-BO

ATLANTIC COAST PIPELINE, LLC,

Plaintiff,

v.

0.07 ACRE, MORE OR LESS, IN HALIFAX
COUNTY, NORTH CAROLINA *et al.*,

Defendants.

**NOTICE OF VOLUNTARY
DISMISSAL OF THE ACTION**

Fed. R. Civ. P. 41(a)(1)(A)(i)
and 71.1(i)(1)(A)

Pursuant to Rules 41(a)(1)(A)(i) and 71.1(i)(1)(A) of the Federal Rules of Civil Procedure, plaintiff Atlantic Coast Pipeline, LLC (“Atlantic”), by counsel, hereby voluntarily dismisses without prejudice this condemnation action against the subject property and all other defendants.

No compensation hearing on the subject property has begun, and Atlantic has not acquired title or a lesser interest or taken possession of the subject property. The subject property consists of that certain tract of land described as Parcel Identification No. 0600992, composed of 1 acre, more or less, located in Halifax County, North Carolina and being more particularly described as a Death Certificate in Book 105, Page 70 and by a Warranty Deed in Book 898, Page 1 of the public records of said County.

WHEREFORE, this action may be dismissed in its entirety without prejudice.

This the 11th day of May, 2018.

/s/ Henry L. Kitchin, Jr.

Henry L. Kitchin, Jr.

N.C. State Bar No. 23226

McGUIREWoods LLP

Post Office Box 599 (28402)

Wilmington, North Carolina 28401

Telephone: (910) 254-3800

Facsimile: (910) 254-3900

Email: hkitchin@mcguirewoods.com

Sherrod Banks (NC Bar No. 15763)

Email: sbanks@bankslawfirm.com

Danielle Barbour Wilson (NC Bar No. 39516)

Email: dwilson@bankslawfirm.com

The Banks Law Firm, P.A.

P.O. Box 14350

Research Triangle Park, North Carolina 27709

Telephone: (919) 474-9137

Facsimile: (919) 474-9537

Of Counsel:

John D. Wilburn

Email: jwilburn@mcguirewoods.com

Richard D. Holzheimer, Jr.

Email: rholzheimer@mcguirewoods.com

McGuireWoods LLP

1750 Tysons Boulevard, Suite 1800

Tysons, Virginia 22102

Telephone: (703) 712-5000

Facsimile: (703) 712-5050

Counsel for Atlantic Coast Pipeline, LLC

CERTIFICATE OF SERVICE

I, Henry L. Kitchin, Jr., of McGuireWoods LLP, certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age; and

That on this day, I served copies of the foregoing, either by U.S. Mail, postage-prepaid, or via the Court's Case Management / Electronic Case Filing ("CM/ECF") system, on the following:

Mr. Charles M. Lollar
Lollar Law, PLLC
109 E. Main Street
Suite 501
Norfolk, VA 23510
Counsel for Defendants

I certify under penalty of perjury that the foregoing is true and correct.

This the 11th day of May, 2018.

/s/ Henry L. Kitchin, Jr.

Henry L. Kitchin, Jr.

N.C. State Bar No. 23226

Counsel for Atlantic Coast Pipeline, LLC